

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 3594 of 1999

For Approval and Signature:

Hon'ble MR.JUSTICE C.K.THAKKAR

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO
 2. To be referred to the Reporter or not? : NO
 3. Whether Their Lordships wish to see the fair copy of the judgement? : NO
 4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO
 5. Whether it is to be circulated to the Civil Judge? : NO

DEVABHAI MANABHAI PATEL

Versus

MANAGER/ CHAIRMAN OF BANASKANTHA JILLA MADHYASTH

Appearance:

MR PK JANI for Petitioner
MS MEGHA JANI for Respondent No. 1
MR MK VAKHARIA for Respondent No. 2, 3

CORAM : MR.JUSTICE C.K.THAKKAR

Date of decision: 27/03/2000

ORAL JUDGEMENT

This petition is filed against ex-parte ad-interim relief granted by the Board of Nominee on April 30, 1999 in application, Exh 6. The said order was to remain in

operation upto May 12, 1999.

Learned counsel for the petitioner stated that though he had approached this Court against the said order, ad-interim relief which was granted upto May 12, 1999 was not extended. He further stated that Lavad Suit No. 904 of 1998 which was filed by the petitioner was also decided in his favour vide judgment and order dated September 8, 1999 and thus, the petitioner has succeeded.

In view of the aforesaid grounds viz. that (i) ad-interim relief granted in favour of present No.3 Dhanrajbhai Mavjibhai Chaudhari in application, below Exh. 6 in Lavad Suit No. 287 of 1999 was upto March 12, 1999 and (ii) Lavad suit filed by the present petitioner viz. Lavad Suit No.904 of 1998 was also decided by the Board of Nominee in his favour on September 8, 1999, this petition does not survive. The judgment is taken on record.

Rule is discharged. No order as to cost.

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parekh